

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA	* CRIMINAL DOCKET NO. 10-083
V.	* SECTION: "S"
JOSE ENRIQUE ROMERO-GONZALES	* VIOLATION: 42 U.S.C. § 408(a)(7)(B)
a/k/a Jose E. Romero	18 U.S.C. § 1036(a)(1)
a/k/a Jose Enriques Romero	*
a/k/a Jose Enrique Romero Gonzales	*

* * *

FACTUAL BASIS

Should this matter have gone to trial, the Government would have proven beyond a reasonable doubt, through the introduction of competent testimony and admissible tangible exhibits, the following facts to support the allegations charged by the Indictment now pending against the defendant:

The Defendant, **JOSE ENRIQUE ROMERO-GONZALES** (hereinafter "**ROMERO**"), has agreed to plead guilty as charged to Counts One and Two of the two-count Indictment charging him with illegal use of a Social Security number, in violation

of Title 42, United States Code, Section 408(a)(7)(B) and entry by false pretenses to real property of the United States, in violation of Title 18, United States Code, Section 1036(a)(1).

On March 10, 2010, agents from United States Immigration and Customs Enforcement (hereinafter “ICE”) responded to a call from the Naval Criminal Investigative Service (hereinafter “NCIS”), Criminal Investigative Division at the Naval Air Station Joint Reserve Base (hereinafter “military base”) in Belle Chasse, Louisiana. The ICE Agents were told by Naval investigators that a person, later identified as the defendant, **ROMERO**, had presented a false Social Security card bearing account number XXX-XX-4673 as proof of identity in an attempt to obtain a security badge to gain entry into the military base. ICE agents arrived at the military base and examined the Social Security card presented by the defendant to gain entry and access to the military base and determined it to be counterfeit.

An investigator from NCIS would testify that the Naval Air Station Joint Reserve Base in Belle Chasse is located in the Eastern District of Louisiana and is a real property belonging to the United States. The NCIS investigator would also testify that a security badge is required to gain access to the military base, and applicants for the security badge must present valid proof of identification at the military base in order to be issued a security badge.

Records from ICE would be introduced in evidence to show that the defendant,

ROMERO, is a citizen and national of Honduras. An ICE Special Agent would testify as to the ICE records concerning the defendant and would specifically testify that a search of the relevant records revealed the defendant had no lawful immigration status in the United States.

Records from the Social Security Administration would be introduced in evidence to show that Social Security account number XXX-XX-4673 was not properly assigned to the defendant, **ROMERO**.

A forensic specialist from the ICE Forensic Document Laboratory would testify that he conducted physical, microscopic, instrumental and comparative examinations of the Social Security card used by **ROMERO** and determined it to be counterfeit. The forensic specialist would further testify that the document does not contain genuine security features and was produced using incorrect methods.

ROBERT WEIR Special Assistant United States Attorney	Date
---	------

JOSE ENRIQUE ROMERO-GONZALES Defendant	Date
---	------

ROMA KENT Attorney for Defendant	Date
-------------------------------------	------